

**STATE OF RHODE ISLAND  
DEPARTMENT OF CHILDREN, YOUTH AND FAMILIES**

**PUBLIC NOTICE OF PROPOSED RULE-MAKING**

In accordance with Rhode Island General Law (RIGL) 42-35 and 42-72-5, notice is hereby given that the Department of Children, Youth and Families proposes to repeal the following DCYF rule:

**Releasing DCYF Mailing Lists and Disseminating Info. for Other Agencies**

This rule is repealed because it is obsolete and relevant portions are addressed in other rules. In the repeal of this rule, consideration was given to the following: (1) alternative approaches and (2) overlap or duplication with other statutory and regulatory provisions. No alternative approach or duplication or overlap was identified based upon available information.

This repealed rule is accessible on the DCYF website (<http://www.dcyf.ri.gov>) or the R.I. Secretary of State's website (<http://www.sec.state.ri.us/ProposedRules/>). Interested persons should submit data, views or written comments by October 1, 2011, to Susan Bowler, Department of Children, Youth and Families, 101 Friendship Street, Providence, RI 02903 ([Susan.Bowler@dcyf.ri.gov](mailto:Susan.Bowler@dcyf.ri.gov)).

In accordance with RIGL 42-35-3, an oral hearing will be granted if requested by twenty-five (25) persons, by an agency or by an association having at least twenty-five (25) members. A request for an oral hearing must be made within thirty (30) days of this notice.

## ~~Releasing DCYF Mailing Lists and Disseminating Info. for Other Agencies~~

Rhode Island Department of Children, Youth and Families

Policy: 300.010

~~Effective Date: January 22, 1990~~

~~Version: 1~~

~~The Department maintains a variety of mailing lists which are utilized to disseminate necessary and/or valuable information to its service providers and other involved and interested individuals and agencies. Occasionally, other State agencies and private agencies and organizations request one or more of the Department's mailing lists (i.e. listings of foster care providers, day care providers, human service agencies, residential care providers, etc.).~~

~~According to Rhode Island General Law (38-2-2), the Department's mailing lists are considered to be public records. State law defines public records as "all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, or other material regardless of physical form or characteristics made or received pursuant to law or ordinance or in connection with the transaction of official business by any agency". Information which identifies clients of the Department or the personnel records of employees of the Department is not subject to public access.~~

~~On occasion, certain public and private agencies and organizations request that the Department mail informational fliers or other materials to DCYF employees or service providers who are included on one or more of the Department's mailing lists. In accordance with State law (RIGL 38-2-4), the Department can recover costs for copying documents. The cost per copied page may not exceed fifteen (\$.15) cents per page and hourly costs for search and retrieval may not exceed fifteen (\$15.00) dollars per hour. No costs may be charged for the first ten minutes of search or retrieval and the agency must provide an estimate of the cost of a request for documents prior to providing copies.~~

~~The Department provides its mailing lists to and mails information for other State and Federal agencies and organizations, if the information will benefit staff and/or clients, at no charge. All other agencies and organizations are subject to a fee for these services. All requests for the Department's mailing lists and for the Department to mail information for other agencies are directed to the Chief of Staff. Final approval for all requests will be provided by the Director.~~

### ~~Related Procedure~~

~~Releasing DCYF Mailing Lists and Disseminating Information for Other Agencies~~

### ~~Related Policies~~

~~Public Information and Relations~~

~~Media Interviewing or Photographing Children in DCYF Care~~

## ~~Releasing DCYF Mailing Lists and Disseminating Information for Other Agencies~~

~~Procedure from Policy 300.010: Releasing DCYF Mailing Lists and Disseminating Information for Other Agencies~~

- ~~A. — All requests for the Department's mailing lists and/or for the Department to mail information for other agencies and organizations are referred to the Regional/Assistant Director of the division which receives the request.~~
- ~~B. — The Regional/Assistant Director forwards the request to the Chief of Staff, who determines if the Department can accommodate the request in accordance with State law and DCYF policy.~~
- ~~C. — The Chief of Staff confers with DCYF Legal Counsel if it is questionable whether or not the information being requested is subject to public access.~~
- ~~D. — The Chief of Staff determines if a fee will be charged to the requesting agency or organization.~~
- ~~E. — The Director or designee provides final approval.~~
- ~~F. — The Chief of Staff informs the Regional/Assistant Director of the decision and provides an estimate if a fee is to be charged.~~
- ~~G. — Chief of Staff or designee informs requesting agency or organization of the following:~~
  - ~~1. — Requested service will be provided by the Department upon receipt of payment.~~
  - ~~2. — Checks are made payable to the General Treasurer of Rhode Island and are forwarded to:~~

~~RI Department of Children, Youth and Families  
Division of Management and Budgeting  
101 Friendship Street  
Providence, RI 02903-3716~~